

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re application of: |) | Examiner: KEMMERER, Elizabeth |
| |) | |
| David BOTSTEIN, et al. |) | Art Unit: 1646 |
| |) | |
| Application Serial No. 09/990,436 |) | Confirmation No: 2379 |
| |) | |
| Filed: November 14, 2001 |) | Attorney's Docket No. GNE-2730-P1C14 |
| |) | |
| For: SECRETED AND TRANSMEMBRANE |) | Customer No. 77845 |
| POLYPEPTIDES AND NUCLEIC ACIDS |) | |
| ENCODING THE SAME |) | |

ON APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
REQUEST TO WITHDRAW APPEAL BY APPELLANTS

Commissioner for Patents - **MAIL STOP APPEAL BRIEF - PATENTS**
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On December 10, 2007, the Examiner made a final rejection to pending Claims 119-123. A Notice of Appeal was filed on January 14, 2008 and Appellants' Appeal Brief was filed April 14, 2008.

Appellants hereby request that the appeal be withdrawn, and that the above-identified application be expressly withdrawn as of the filing date of this paper.

I am the attorney or agent of record.

Respectfully submitted,

Date: March 10, 2009

By: 
Christopher De Vry (Reg. No. 61,425)

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